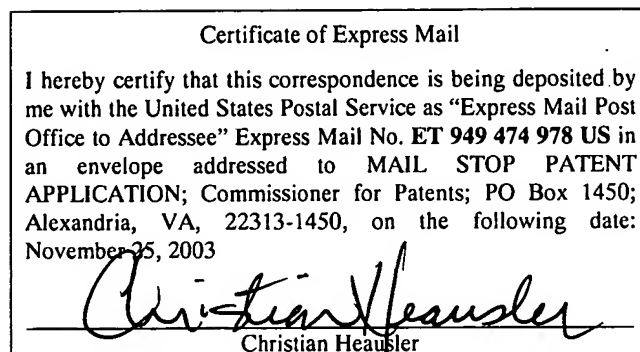


PATENT

MAIL STOP PATENT APPLICATION

Commissioner of Patents
PO BOX 1450
Alexandria, VA 22313-1450

Attorney Docket No. 771.011



16834 U.S. PTO
10/723849



NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of:

Inventor(s): **MICHAEL JOHN PADGETT**

For: **METHOD FOR HORIZON BINNING FOR AN AREA OF INTEREST**

1. Type of Application

This new application is for a(n):

☒ Utility application.

The present application claims priority to co-pending U.S. Provisional Patent Application Serial No 60/443,353 filed on January 29, 2003.

2. Papers Enclosed Which Are Required For Filing Date Under 37 CFR 1.53(b) (Regular) or 37 CFR 1.153 (Design) Application

17 Pages of specification

6 Pages of claims

1 Page of abstract

4 Sheets of ☒ informal or ☐ formal drawings (FIG 1, 2, 3, and 4)

3. **Declaration or Oath**

☒ Enclosed executed by inventor.

4. **Non-publication Request under 35 U.S.C. § 122(b)(2)(B)(i)**

☒ Enclosed and signed in compliance with 37 C.F.R. § 1.33(b).

5. **Language**

☒ English

6. **Postcard**

☒ A postcard is attached

7. **Fee Calculation (37 CFR 1.16)**

☒ Utility application

A. Number of claims as filed	<u>21</u>
B. Number of independent claims as filed	<u>1</u>

Filing Fee Calculation $[\$770 + [(A-20) \times \$18 + (B-3) \times \$86]]$ \$ 788.00

8. **Small Entity Statement(s)**

☒ Applicant claims small entity under 37 CFR § 1.27.

Filing Fee Calculation (50% of above) \$ 394.00

9. **Fee Payment Being Made At This Time**

☒ Enclosed

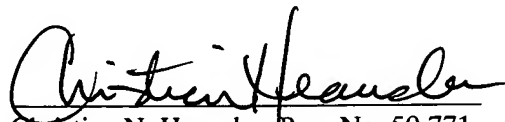
☒ Basic filing fee \$ 394.00

Total fees enclosed \$ 394.00

10. **Method of Payment of Fees**

- [X] Commissioner is hereby authorized to charge the \$394.00 filing fees and any other fee deficiencies associated with this filing to Deposit Account No. 50-1313 in the name of Buskop Law Group. A duplicate copy of this transmittal is attached.

Date: November 25, 2003


Christian N. Heausler; Reg. No. 50,771

Send correspondence to:

Wendy K. Buskop
Buskop Law Group, P.C.
1717 St. James Place, Suite 500
Houston, Texas 770560.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

MICHAEL JOHN PADGETT

Serial No.: Not Assigned

Filed: Concurrently Herein

For: METHOD FOR HORIZON BINNING
FOR AN AREA OF INTEREST

Group Art Unit: Not Assigned

Examiner: Not Assigned

Atty Dkt No.: 771.011

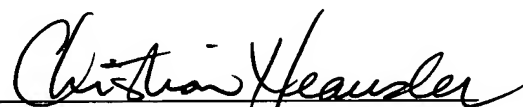
NONPUBLICATION REQUEST UNDER 35 U.S.C. § 122(b)(2)(B)(i)

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. § 122(b).

11/25/03

Date



Christian N. Heausler, Reg. No. 50,771

This request must be signed in compliance with 37 C.F.R. § 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. § 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. § 122(b)(2)(B)(iii)).**